



IFW 2892 1/4

PTO/SB/17 (12-04)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| | | | | |
|---|--|--------------------------|-----------------------------|--------------|
| FEE TRANSMITTAL For FY 2005 | | Complete if Known | | |
| | | Application Number | 09/401,660 | |
| | | Filing Date | September 23, 1999 | |
| | | First Named Inventor | MASAAKI NAKABAYASHI, ET AL. | |
| | | Examiner Name | A. Chang | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 C.F.R. 1.27 | | Art Unit | 2872 | |
| TOTAL AMOUNT OF PAYMENT | | (S) 200.00 | Attorney Docket No. | 00684.002902 |

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 06-1205 Deposit Account Name: Fitzpatrick, Cella, Harper & Scinto

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☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 C.F.R. 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |

2. EXCESS CLAIM FEES

| Fee Description | Fee (\$) | Small Entity Fee (\$) |
|---|----------|-----------------------|
| Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent | 50 | 25 |
| Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent | 200 | 100 |
| Multiple dependent claims | 360 | 180 |

| | | | | | | |
|--|---------------------|-----------------|----------------------|----------------------------------|-----------------|----------------------|
| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | Fee (\$) | Fee Paid (\$) |
| 8 | - 20 or HP = 0 | x 50 = 0.00 | | | | |
| HP = highest number of total claims paid for, if greater than 20 | | | | | | |

| | | | |
|---|---------------------|-------------------|----------------------|
| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
| 4 | - 3 or HP = 1 | x 200.00 = 200.00 | |
| HP = highest number of independent claims paid for, if greater than 3 | | | |

3. APPLICATION SIZE FEE

If the specification, drawings, and any Preliminary Amendment exceed 100 sheets of paper in total, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| | | | | |
|---------------------|---------------------|---|--------------------------------|----------------------|
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
| | - 100 = | / 50 = | (round up to a whole number) x | = |

4. OTHER FEE(S)

| | | |
|----------------------------|--------------------------------------|--|
| Non-English Specification, | \$130 fee (no small entity discount) | |
| Other: Amendment | | |

| | | | |
|---------------------|------------------|---|---------------------------|
| SUBMITTED BY | | | |
| Signature | | Registration No. (Attorney/Agent) 44,986 | Telephone 212-218-2100 |
| Name (Print/Type) | Justin J. Oliver | Date: November 28, 2005 | |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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00684.002902

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|-----------------------------|---|----------------------|
| In re Application of: |) | |
| | : | Examiner: A. Chang |
| MASAAKI NAKABAYASHI, ET AL. |) | |
| | : | Group Art Unit: 2872 |
| Application No.: 09/401,660 |) | |
| | : | |
| Filed: September 23, 1999 |) | |
| | : | |
| For: DIFFRACTIVE OPTICAL |) | |
| ELEMENT AND METHOD | : | |
| OF MANUFACTURE OF THE |) | |
| SAME | : | November 28, 2005 |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

Prior to examination on the merits, please amend the above-identified application
as follows.

11/29/2005 HAL111 00000052 09401660

01 FC:1201

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